

INTELLECTUAL PROPERTY LAW

PATENTS, TRADEMARKS,
COPYRIGHTS, UNFAIR
COMPETITION, TRADE SECRETS,
LITIGATION, DISPUTE RESOLUTION
AND RELATED MATTERS

SALT LAKE AREA OFFICE
8180 SOUTH 700 EAST, SUITE 200
SANDY, UTAH 84070-0562
801.566.6633
801.566.0750 FAX
PATLAW@TNW.COM
WWW.TNW.COM

U.S. MAILING ADDRESS
P.O. Box 1219
SANDY, UTAH 84091-1219

LAS VEGAS AREA OFFICE
OF COUNSEL: NÉIL J. BELLER †
7408 WEST SAHARA
LAS VEGAS, NEVADA 89117
702.368.7767
† ADMITTED IN NEVADA

VAUGHN W. NORTH
M. WAYNE WESTERN
GARRON M. HOBSON
PETER M. DE JONGE
CLIFTON W. THOMPSON
STEVE M. PERRY
WEILI CHENG, PH.D.
DAVID R. MCKINNEY, PE.
GARY P. OAKESON
DAVID W. OSBORNE
DAVID L. STOTT
JASON R. JONES
ERIK S. ERICKSEN, M.S.
JOHN W. L. OGILVIE
ALEX HAYMOND, B.S. EE
NATHAN S. WINESSETT
ATTORNEYS

TODD B. ALDER, PH.D.
JONATHAN M. BENNS, PH.D.
PATENT AGENTS

AARON M. SMITH, B.S. EE
WILLIAM T. RALSTON, PH.D. EE
TECHNICAL CONSULTANTS
CALVIN E. THORPE
(1938-1999)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Mail Stop Patent Application
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir/Madam:

Transmitted herewith for filing is the continuation-in-part patent application of Hartle et al. for DIMETALHYDROXY MALATE FORTIFIED FOOD MATRICES comprising 33 (thirty-three) pages of specification and claims.

Priority is hereby claimed of U.S. patent application no. 10/310,108 filed 12/4/02.

Enclosed also are:

- sheet(s) of drawings.
- Declaration, Power of Attorney and Petition.
- Nonpublication Request Under 35 USC 122(b)(2)(B)(i).
- An Assignment from the inventors to _____.
- A Certificate of Mailing by "Express Mail" certifying a filing date January 21st, 2004, by use of Express Mail Label No. EV 315 887 934 US.
- Applicant claims small entity status under 37 CFR 1.9(b) & 1.27(c).
- Information Disclosure Statement under 37 C.F.R. § 1.97, PTO Form-1449 with listed references attached (if indicated as being attached by the Information Disclosure Statement).

10/2387-10/763053
U.S.P.T.O.

012104
10/2387-10/763053
U.S.P.T.O.

The filing fee has been calculated as shown below.

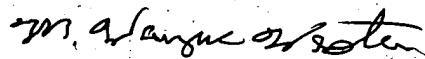
FOR	NO. FILED	NO. EXTRA	SMALL ENTITY		OTHER THAN A SMALL ENTITY	
			RATE	Fee	RATE	Fee
BASIC FEE			\$385.00	\$385.00	\$770.00	
TOT. CLAIMS	22-20=	2	x \$9.00 =	\$18.00	x \$18.00 =	
IND. CLAIMS	4-03=	1	x \$43.00 =	\$43.00	x \$86.00 =	
MULTIPLE DEPENDENT CLAIMS PRESENTED		0	\$145.00	\$0.00	\$290.00	
ASSIGNMENT FILING FEE			\$40.00		\$40.00	
			TOTAL	\$446.00	TOTAL	

A check in the amount of _____ is enclosed to cover the filing fee.

Please address all future correspondence in connection with the above-identified patent application to the attention of the undersigned.

Dated this 21st day of January, 2004.

Respectfully submitted,



M. Wayne Western
Attorney for Applicant
Registration No. 22,788

THORPE NORTH & WESTERN, LLP
Customer No. 20,551
P.O. Box 1219
Sandy, Utah 84091-1219
Telephone: (801) 566-6633


MW/W/GPO/em
Enclosures

PATENT APPLICATION
Docket No. 21422.CIP

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Express Mail Label No. EV 315 887 934 US

Date of Deposit: January 21st, 2004

CERTIFICATE OF MAILING BY "EXPRESS MAIL"

I hereby certify that the following documents are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. § 1.10 on the date indicated above in an envelope addressed to: Mail Stop Patent Application, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450:

- Patent Application in the name(s) of Hartle et al. for DIMETALHYDROXY MALATE FORTIFIED FOOD MATRICES
- Transmittal Letter
- Certificate of Mailing by "Express Mail" Label No. EV 315 887 934 US
- Postcard

Dated this 21st day of January, 2004.

Respectfully submitted,



Emily Mecham, Assistant to
M. Wayne Western
Attorney for Applicant
Registration No. 22,788

MWW/GPO/em